

01-R-1965

Entered - 10/17/01 - sb  
CL01L0644 - DIANNE C. MITCHELL

CLAIM OF: USAA AS SUBROGEE OF JEREMIAH L. PERDUE  
P. O. Box 31643  
Tampa, Florida 33631

Standing committees  
AGENDA

ADOPTED BY  
DEC 03 2001

COUNCIL

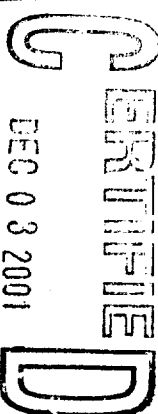
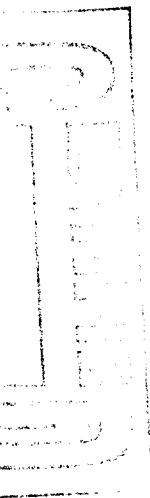
For damages alleged to have been sustained as a result of a vehicular accident on March 21, 2001 at 1977 Martin Luther King, Jr. Drive, SW.

BY PUBLIC SAFETY AND  
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **USAA AS SUBROGEE OF JEREMIAH L. PERDUE** the sum of **\$2,000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of a vehicular accident on March 21, 2001 at 1977 Martin Luther King, Jr. Drive, SW as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD  
CITY ATTORNEY

BY: Rosalind Rubens Newell  
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY



DEPUTY MUNICIPAL CLERK  
*[Signature]*

## FAVORABLE REPORT

PUBLIC SAFETY &  
LEGAL ADMINISTRATION COMMITTEE

DATE: \_\_\_\_\_

CHAIR: \_\_\_\_\_

\_\_\_\_\_

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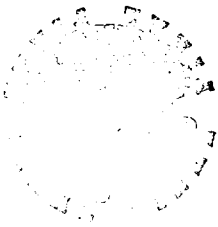
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APPROVED

DEC 12 2001

WITHOUT SIGNATURE  
BY OPERATION OF LAW



**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

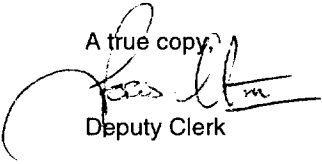
**01-R-1965**

**A RESOLUTION**

**BY PUBLIC SAFETY &  
LEGAL ADMINISTRATION COMMITTEE**

**BE IT RESOLVED BY** the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **USAA as subrogee of Jeremiah L. Perdue** in the sum of **\$2,000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of **a vehicle accident on March 21, 2001 at 1977 Martin Luther King, Jr. Drive, SW** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

  
Deputy Clerk

**ADOPTED by the Council  
RETURNED WITHOUT SIGNATURE OF THE MAYOR  
APPROVED as per City Charter Section 2-403**

DEC 03, 2001

DEC 12, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0644

Date: November 15, 2001

Claimant /Victim USAA AS SUBROGEE OF JEREMIAH L. PERDUE

BY: (Atty)(Ins. Co.)

Address: P. O. Box 31643, Tampa, Florida 33631-3643

Subrogation: X Claim for Property damage \$ 2,916.53 Bodily Injury \$

Date of Notice: 07/02/01 Method: Written, proper X Improper

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 03/21/01 Place: 1977 Martin Luther King, Jr. Drive, SW

Department Police Division:

Employee involved John Joly Disciplinary Action: Oral Admonishment

NATURE OF CLAIM: The driver of the City vehicle failed to yield right-of-way and collided with the claimant's vehicle causing damages in the above amount.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral

Pictures Diagrams Reports: Police X Dept Report Other

Traffic citations issued: City Driver X Claimant Driver

Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial

Improper Notice More than Six Months Other Damages reasonable

City not involved Offer rejected Compromise settlement X

Repair/replacement by Ins. Co. Repair/replacement by City Forces

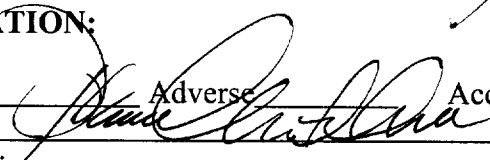
Claimant Negligent City Negligent X Joint Claim Abandoned

Respectfully submitted,

  
INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 2,000.00 Adverse Account charged: 1A01 X 2J01 2H01

Claims Manager:  Concur/date 11-15-01

Committee Action: Council Action